

Suite 100 1525 Bull Lea Road Lexington, KY 40511 Phone: 859-225-8500 Fax: 859-225-8501

Office Locations

Madison, WI Joliet, IL Louisville, KY Lexington, KY Mobile, AL Columbus, IN Columbus, OH Indianapolis, IN Milwaukee, WI Cincinnati, OH Phoenix, AZ

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October 2, 2009

Alan Grant Kentucky Division of Water 200 Fair Oaks Lane Frankfort, KY 40601

Re: Permit Extension/New Certification

WQC No. 2006-0050-1R

AI No.: 33339, Activity ID No.: APE20070002 Lexington Mall, Fayette County, Kentucky

Dear Mr. Grant:

Attached for your processing is an updated permit application with support documents for the above referenced Water Quality Certification permit on behalf of Saul Centers, Inc. A copy of the previous permit, set to expire on October 29, 2009, is also attached for your reference. Condition 'T-3' of the permit stated that the Kentucky Division of Water will not issue another renewal of the certification. Therefore, this is a request for a new certification.

The scope of the construction activities under the original permit has not changed and the U.S. Army Corps of Engineers permit remains authorized relative to 33 CFR, part 330. Local requirements that included obtaining a Conditional Letter of Map Revision from the Federal Emergency Management Agency and amending the site Development Plan has delayed construction beyond the current construction season. Current plans for the project indicate construction activity will not likely occur until the next dry season, after July 2010.

If you have any questions, please advise at your earliest convenience.

Sincerely,

STRAND ASSOCIATES, INC.®

Darrell A. Edwards, P.E.

Enclosure

c: Brian Downie, Vice President, Development, Saul Centers, Inc.

Norma C. Condra, U.S. Army Corps of Engineers

Kathy Allen, Kentucky Division of Water

Marwan Rayan, Lexington-Fayette Urban County Government

COMMONWEALTH OF KENTUCKY NATURAL RESOURCES & ENVIRONMENTAL PROTECTION CABINET DEPARTMENT FOR ENVIRNOMENTAL PROTECTION DIVISION OF WATER

APPLICATION FOR PERMIT TO CONSTRUCT ACROSS OR ALONG A STREAM AND / OR WATER QUALITY CERTIFICATION

Chapter 151 of the Kentucky Revised Statutes requires approval from the Division of Water prior to any construction or other activity in or along a stream that could in any way obstruct flood flows or adversely impact water quality. If the project involves work in a stream, such as bank stabilization, dredging or relocation, you will also need to obtain a 401 Water Quality Certification (WQC) from the Division of Water. This completed form will be forwarded to the Water Quality Branch for WQC processing. The project may not start until all necessary approvals are received from the KDOW. For questions concerning the WQC process, contact the WQC section at 502/564-3410.

If the project will disturb more than 1 acre of soil, you will also need to complete the attached Notice of Intent for Storm Water Discharges, and return both forms to the Floodplain management Section of the KDOW. This general permit will require you to create an implement an erosion control plan for the project.

ELECTIONE #. 1501) 760-0200	EMAIL:			
GENT: Brian Downie, VP				
Give name of person(s) submitting application, if other than owner. ADDRESS: 7501 Wisconsin Ave. Bethesda, MD 20814				
DDRESS:/501 Wisconsin Ave. Betnesda.	MD 20814			
ELEPHONE #: (301) 986-6122	EMAIL:brian.downie@bfsaulco.com			
NGINEER: <u>Darrell Edwards, P.E.</u>	P.E. NUMBER: 19172 be granted.			
Contact Division of Water if waiver can 'ELEPHONE #: (859)225-8500	be granted. EMAIL:darrell.edwards@strand.com			
DESCRIPTION OF CONSTRUCTION:				
***************************************	Describe the type and purpose of construction and describe stream impact existing channel and control structure and extension of existing			
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ewers to channel. COUNTY: <u>Fayette</u> NI				
COUNTY: <u>Fayette</u> NI	EAREST COMMUNITY: <u>Lexington</u>			
COUNTY: <u>Favette</u> NI USGS QUAD NAME <u>Lexington East</u>	EAREST COMMUNITY: <u>Lexington</u> LATITUDE/LONGITUDE: <u>38-00-50N / 84-27-41W</u>			
COUNTY: <u>Fayette</u> NI USGS QUAD NAME <u>Lexington East</u> TREAM NAME: <u>West Hickman Creek</u>	EAREST COMMUNITY: <u>Lexington</u> LATITUDE/LONGITUDE: <u>38-00-50N / 84-27-41W</u> WATERSHED SIZE (in acres): <u>530</u>			
OUNTY: <u>Fayette</u> NI SGS QUAD NAME <u>Lexington East</u> FREAM NAME: <u>West Hickman Creek</u> INEAR FEET OF STREAM IMPACTED:	EAREST COMMUNITY: <u>Lexington</u> LATITUDE/LONGITUDE: <u>38-00-50N / 84-27-41W</u>			

10. 11.	IS ANY PORTION OF THE REQUESTED PROJECT NOW COMPLETE? Yes X No. If yes, identify the completed portion on the drawings you submit and indicate the date activity was completed. DATE:					
12.	ESTIMATED END CONSTRUCTION DATE:December 2010					
13. 14.	HAS A PERMIT BEEN RECEIVED FROM THE US ARMY, CORPS of ENGINEERS? X Yes © No If yes, attack a copy of that permit. THE APPLICANT MUST ADDRESS PUBLIC NOTICE:					
	(a) PUBLIC NOTICE HAS BEEN GIVEN FOR THIS PROPOSAL BY THE FOLLOWING MEANS: Public notice in newspaper having greatest circulation in area (provide newspaper clipping or affidavit) Adjacent property owner(s) affidavits (Contact Division of Water for requirements.)					
	(b) X I REQUEST WAIVER OF PUBLIC NOTICE BECAUSE:					
	This project is currently under permit by COE and KY-DOW Floodplain Management Section. Contact Division of Water for requirements.					
15.	I HAVE CONTACTED THE FOLLOWING CITY OR COUNTY OFFICIALS CONCERNING THIS PROJECT:					
	Chuck Saylor, Marwan Rayan, P.E. LFUCG Division of Engineering Give name and title of person(s) contacted and provide copy of any approval city or county may have issued.					
16.	LIST OF ATTACHMENTS: List plans, profiles, or other drawings and data submitted. Attach a copy of a 7.5 minute USGS topographic map clearly showing the project location. 11" X 17" set of construction drawings, 7.5 Minute Quad exhibit, Previous permits					
17. 18.	I,					
	I hereby request approval for construction across or along a stream as described in this application and any accompanying documents. To the best of my knowledge, all the information provided is true and correct. Sacret folders by Market factors of the Street fact					
	SUBMIT APPLICATION AND ATTACHMENTS TO:					

Floodplain Management Section Division of Water 14 Reilly Road Frankfort, KY 40601





LEONARD K. PETERS SECRETARY

ENERGY AND ENVIRONMENT CABINET

DEPARTMENT FOR ENVIRONMENTAL PROTECTION
DIVISION OF WATER
200 FAIR OAKS, 4TH FLOOR
FRANKFORT, KENTUCKY 40601
www.kentucky.gov

October 29, 2008

Mr. Davis Patalita Saul Centers, Inc. 8401 Connecticut Ave. Chevy Chase, MD 20815

Re: WQC # 2006-0050-1R

Lakeview Estates Lake Associates Inc -

Lexington Reservoir No 3

USACE Public Notice No.: LRL-2007-351

AI No.: 33339, Activity ID: APE20080002

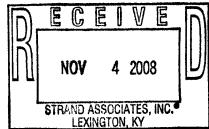
West Hickman Creek Fayette County, Kentucky

Dear Mr. Patalita:

Pursuant to Section 401 of the Clean Water Act (CWA), the Commonwealth of Kentucky certifies it has reasonable assurances that applicable water quality standards under Kentucky Administrative Regulations Title 401, Chapter 5, established pursuant to Sections 301, 302, 303, 304, 306, and 307 of the CWA, will not be violated by the above referenced project provided that the U.S. Army Corps of Engineers authorizes the activity under 33 CFR part 330, and the attached conditions are met.

Please note condition T-3 of your WQC renewal. The Kentucky Division of Water will not issue another renewal of this certification. If this project does not commence within a year from the date of this letter, an updated application must be submitted.

All future correspondence on this project must reference AI No. 33339. The attached document is your official Water Quality Certification; please read it carefully. If you should have any questions concerning the conditions of this water quality certification, please contact Ms. Joyce Fry of my staff by calling (502) 564-3410.



Sincerely,

E-Signed by Alen Grant

VERSTY authenticity with Approved.

Law

Alan Grant, Supervisor
Water Quality Certification Section
Kentucky Division of Water

AG:JF Attachment

cc: Norma Condra, USACE: Louisville District

Lee Andrews, USFWS: Frankfort

Christopher Dent, P.E., Strand Associates, Inc., Suite 100, 1525 Bull Lea Rd., Lexington, KY 40511

Water Quality Certification

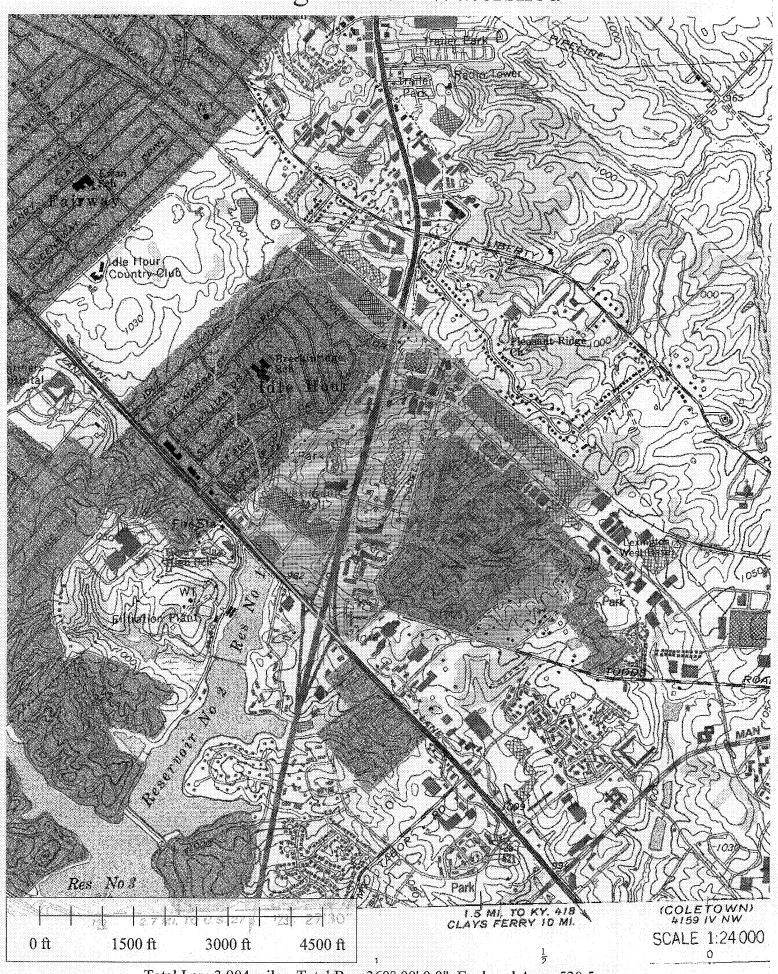
Lakeview Estates Lake Associates Inc - Lexington Reservoir No 3
Facility Requirements
Permit Number: WQC 2006-0050-1R
Activity ID No.: APE20080002

Page 1 of

Reservior #1. reducing the approximate surface area from 2.4 acres to 0.4 acres. at about stream mile 34.5 with coordinates 38.01575. -84.4615. at ACTV1 (Fill of retention pond) Partial filling of an existing sediment and retention pond in West Hickman Creek, upstream of Lexington Narrative Requirements:

Condition No.	Condition
T-1	The work approved by this certification shall be limited to: - Fill within the upstream portion of Lexington Reservoir #1, reducing the approximate surface area of the sediment/retention pond from 1.7 acres to 0.58 acres and the removal of a 0.12 acre wetland. [Clean Water Act]
T-2	All work performed under this certification shall adhere to the design and specifications set forth in the Application for Water Quality Certification dated October 25, 1999, USACE PN #2007-351, and supplemental information. [Clean Water Act]
T-3	The Kentucky Division of Water will not issue another renewal of this certification. If this project does not commence within a year from the date of this letter, an updated application must be submitted. [Clean Water Act]
T-4	Saul Centers, Inc. shall notify the Kentucky Division of Water at least two weeks prior to the start of construction and at the completion of construction. Contact Joyce Fry at (502) 564-3410 ext 4878 or joyce.fry@ky.gov. [Clean Water Act]
T-5	The applicant is responsible for preventing degradation of waters of the Commonwealth from soil erosion. An erosion and sedimentation control plan must be designed, implemented, and maintained in effective operating condition at all times during construction. [Clean Water Act]
T-6	The Division of Water reserves the right to modify or revoke this certification should it be determined that the activity is in noncompliance with any condition set forth in this certification. [Clean Water Act]
T-7	If construction does not commence within one year of the date of this letter, this certification will become void. A letter requesting a renewal should be submitted. [Clean Water Act]
T-8	Other permits may be required from the Division of Water for this project. If this project takes place within the floodplain, a permit may be required from the Surface Water Permits Branch. The contact person is Ron Dutta. If this project will disturb one acre or more of land, a KPDES general storm water permit will be required from the Surface Water Permits Branch. The contact person is Allen Ingram. Both can be reached at 502/564-3410. [Clean Water Act]

Lexington Mall Watershed



Total Len: 3.904 miles, Total Brg: 360° 00' 0.0", Enclosed Area: 530.5 acres



ENGINEERS

Suite 100 1525 Bull Lea Road Lexington, KY 40511 Phone: 859-225-8500 Fax: 859-225-8501

Office Locations

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www.strand.com

October 2, 2009

Kathy Allen Kentucky Division of Water 200 Fair Oaks Lane Frankfort, KY 40601

Re: Permit Extension

Permit Number: 10084-Reissue Activity ID No.: APE20070003

Lexington Mall, Fayette County, Kentucky

Dear Ms. Allen:

We are hereby requesting another extension of the above-referenced permit on behalf of Saul Centers, Inc. A copy of the previous permit, set to expire on October 20, 2009, is attached for your reference. Also attached for your files is an updated copy of the permit application with support documents required by Kentucky Division of Water to issue a new water quality certification.

The scope of the construction activities under the original permit has not changed, as noted in the support documents, and the U.S. Army Corps of Engineers permit remains authorized relative to 33 CFR, part 330. Local requirements that included obtaining a Conditional Letter of Map Revision from the Federal Emergency Management Agency and amending the site Development Plan has delayed construction beyond the favorable construction season. Current plans for the project indicate construction activity will not likely occur until the next dry season, after July 2010.

If you have any questions, please advise at your earliest convenience.

Sincerely,

STRAND ASSOCIATES, INC.®

Darrell A. Edwards, P.E.

Enclosure

c: Brian Downie, Vice President, Development, Saul Centers, Inc.

Norma C. Condra, U.S. Army Corps of Engineers

Alan Grant, Kentucky Division of Water

Marwan Rayan, Lexington-Fayette Urban County Government



STEVEN L. BESHEAR GOVERNOR LEONARD K. PETERS
SECRETARY

ENERGY AND ENVIRONMENT CABINET

DEPARTMENT FOR ENVIRONMENTAL PROTECTION
DIVISION OF WATER
200 FAIR OAKS, 4TH FLOOR
FRANKFORT, KENTUCKY 40601

www.kentucky.gov
October 20, 2008

Lakeview Estates Assoc 8401 Connecticut Dr Chevy Chase, MD 20815

RE: Stream Construction Permit #10084 - ET partial filling of an existing sediment and retention pond in West Hickman Creek, upstream of Lexington Reservoir #1, reducing the approximate surface area from 2.4 acres to 0.4 acres, at about stream mile 34.5 with coordinates 38.01575, -84.4615, at Lexington Mall just north of Richmond Road in Lexington, Fayette County.

Dear Lakeview Estates Assoc:

We have received your request for an extension of Stream Construction Permit #10084 - Reissue. Since there are no changes in the original plans or circumstances involved, we are extending the expiration date to October 20, 2009. Please note that all restrictions and requirements on the previous permit are still applicable.

If you have any questions, please call Ms. Kathy Allen at (502) 564-3410.

Sincerely,

Ron Dutta, P.E., Manager Water Resources Branch Division of Water

RD/KA/kla

pc:

Frankfort Regional Office Marwan Rayan, PE – LFUCG File



CONSTRUCTION PLANS

2349 RICHMOND ROAD LEXINGTON MALL

CONTRACT 1-2008

FOR

SAUL HOLDINGS LIMITED PARTNERSHIP 2349 RICHMOND ROAD **LEXINGTON, KY**

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VICINITY MAP

INDEX OF SHEETS

SHEET CONTENTS

- **COVER SHEET**
- SITE AND DEMOLITION PLAN
- **GRADING AND EROSION CONTROL PLAN**
- **CHANNEL CROSS SECTIONS**

- STORM SEWER PLAN AND PROFILE
- INLET STRUCTURE MODIFICATION DETAIL

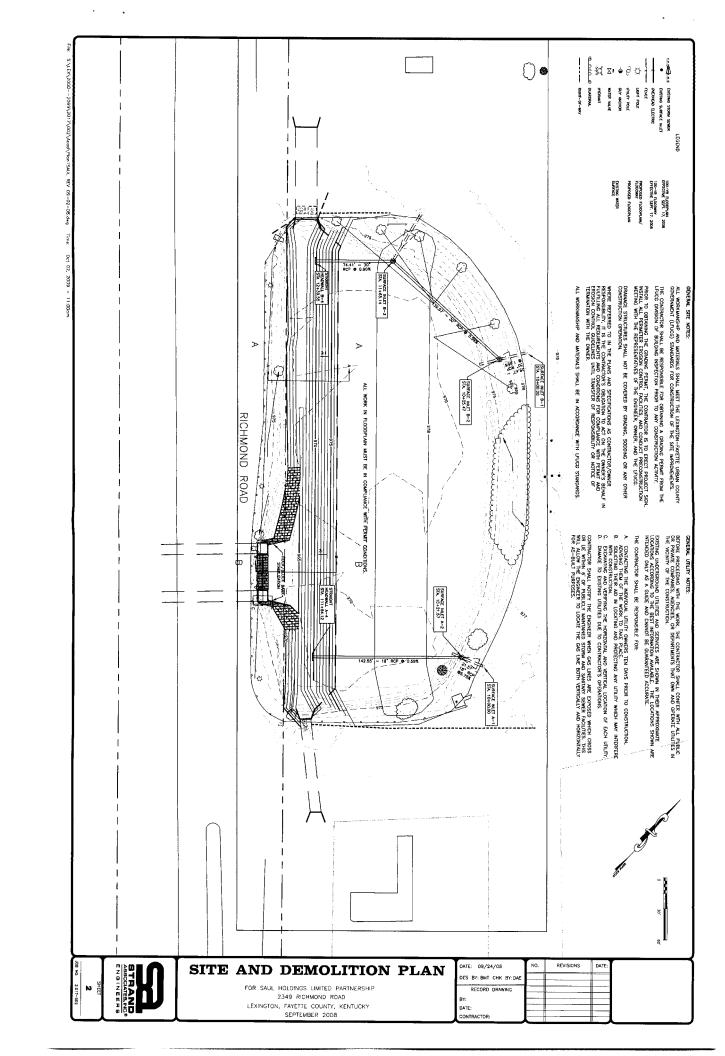
SEPTEMBER 2008

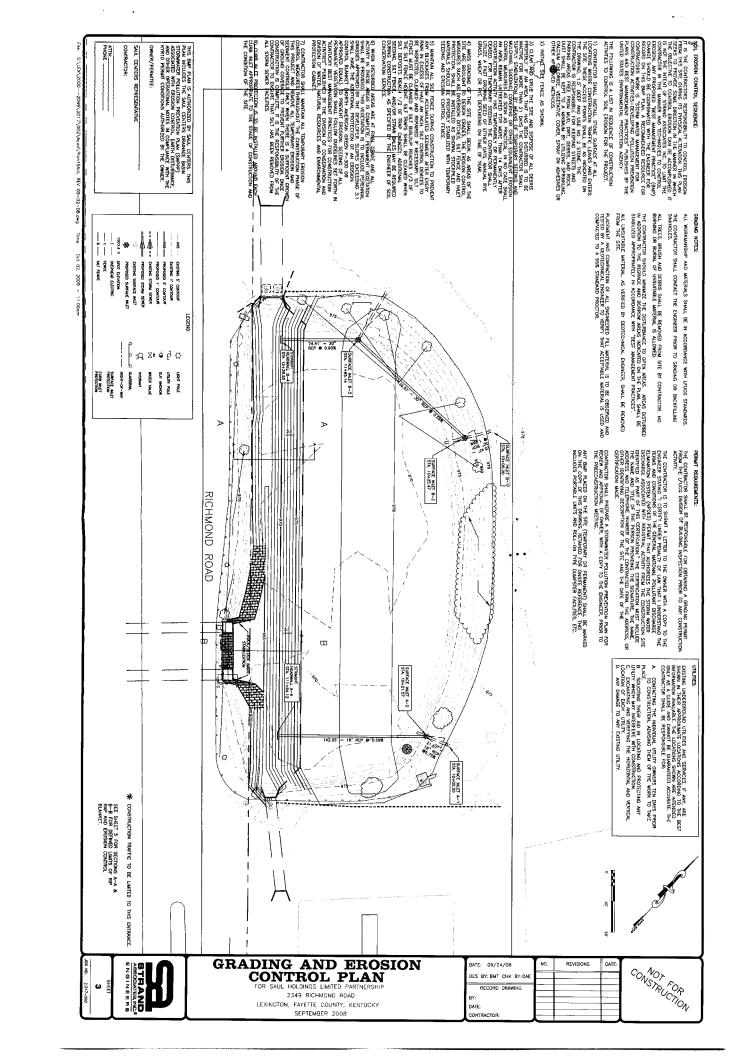


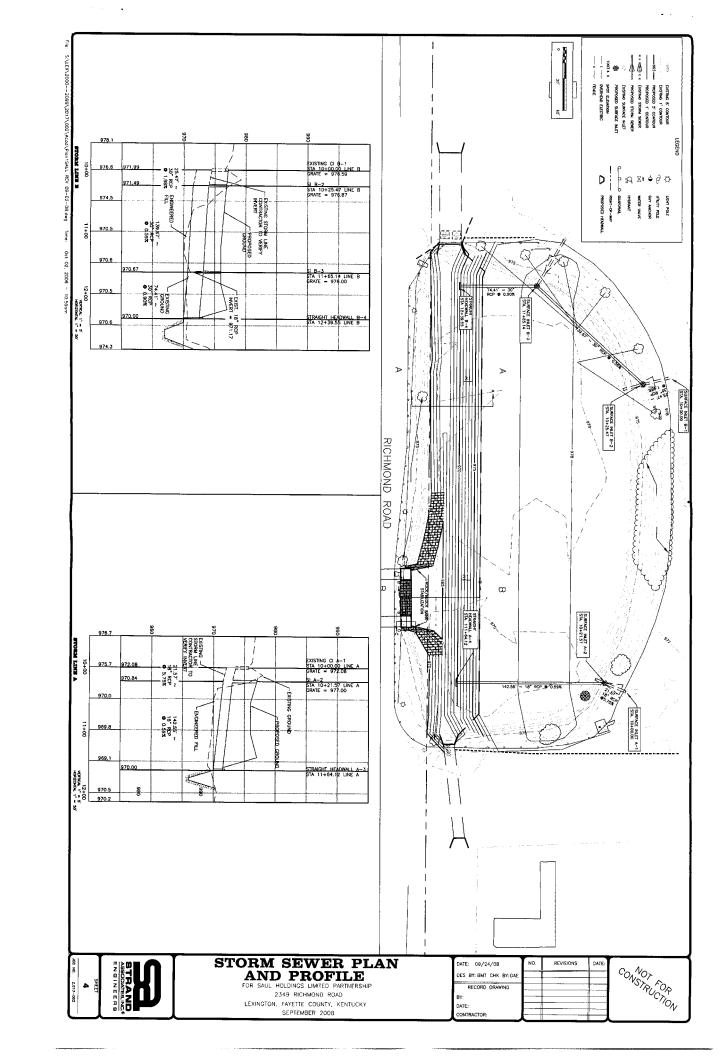
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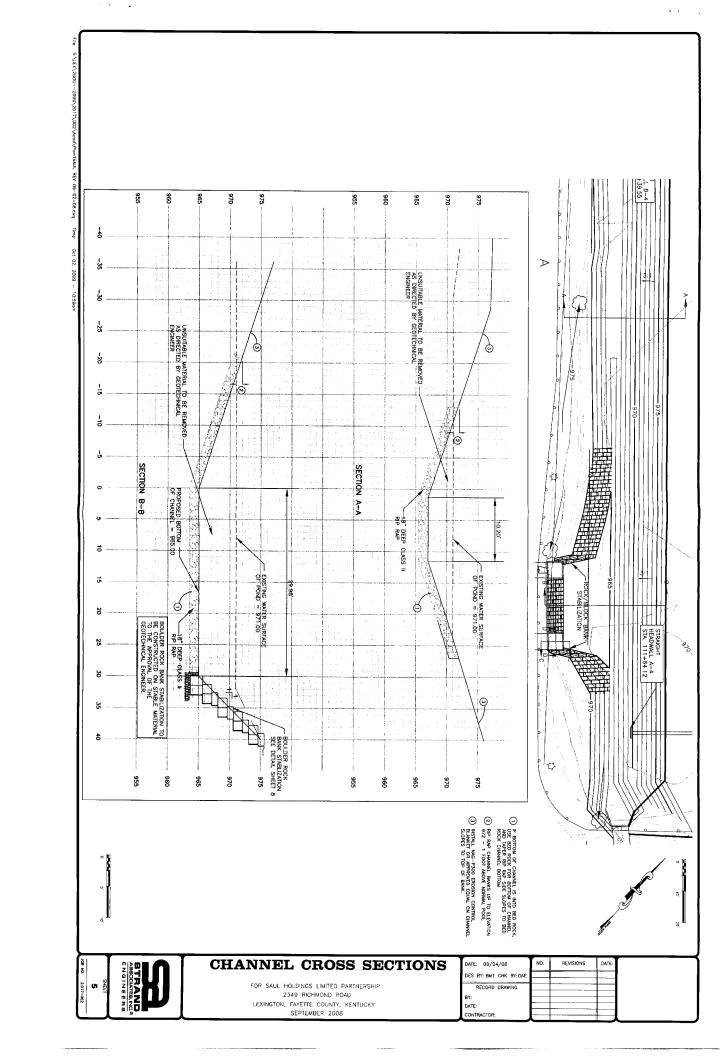
859 225-8501 FAX www.strand.com 859 225-8500

1525 Bull Lea Road, Suite 100 Lexington, KY 40511

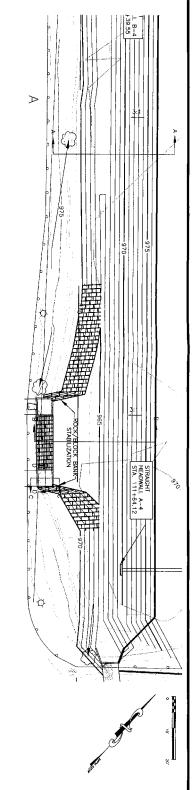








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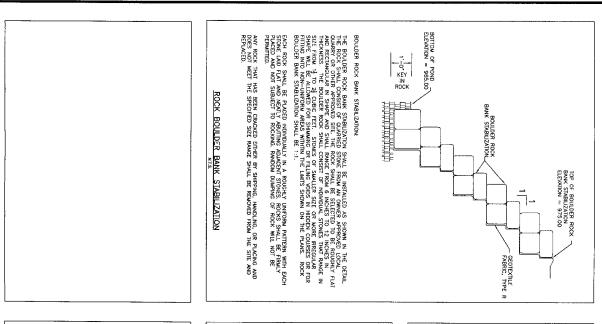


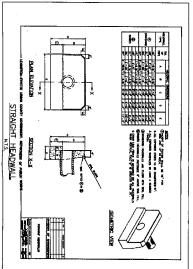


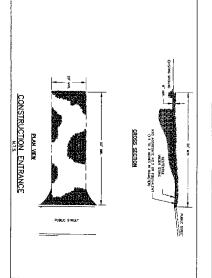
INLET STRUCTURE MODIFICATION DETAIL FOR SAUL HOLDINGS LIMITED PARTNERSHIP 2349 RICHMOND ROAD LEXINGTON, FAYETTE COUNTY, KENTUCKY SEPTEMBER 2008

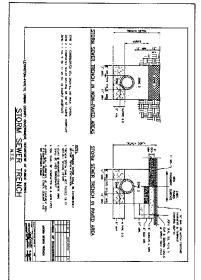
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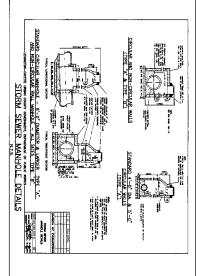
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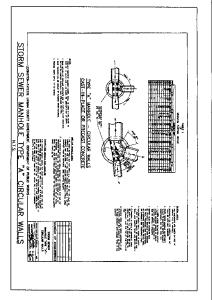












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SITE DETAILS

FOR SAUL HOLDINGS LIMITED PARTNERSHIP
2349 RICHMOND ROAD
LEXINGTON, FAYETTE COUNTY, KENTUCKY
SEPTEMBER 2008

DATE: 09/24/08	NO.	REVISIONS	DATE:
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